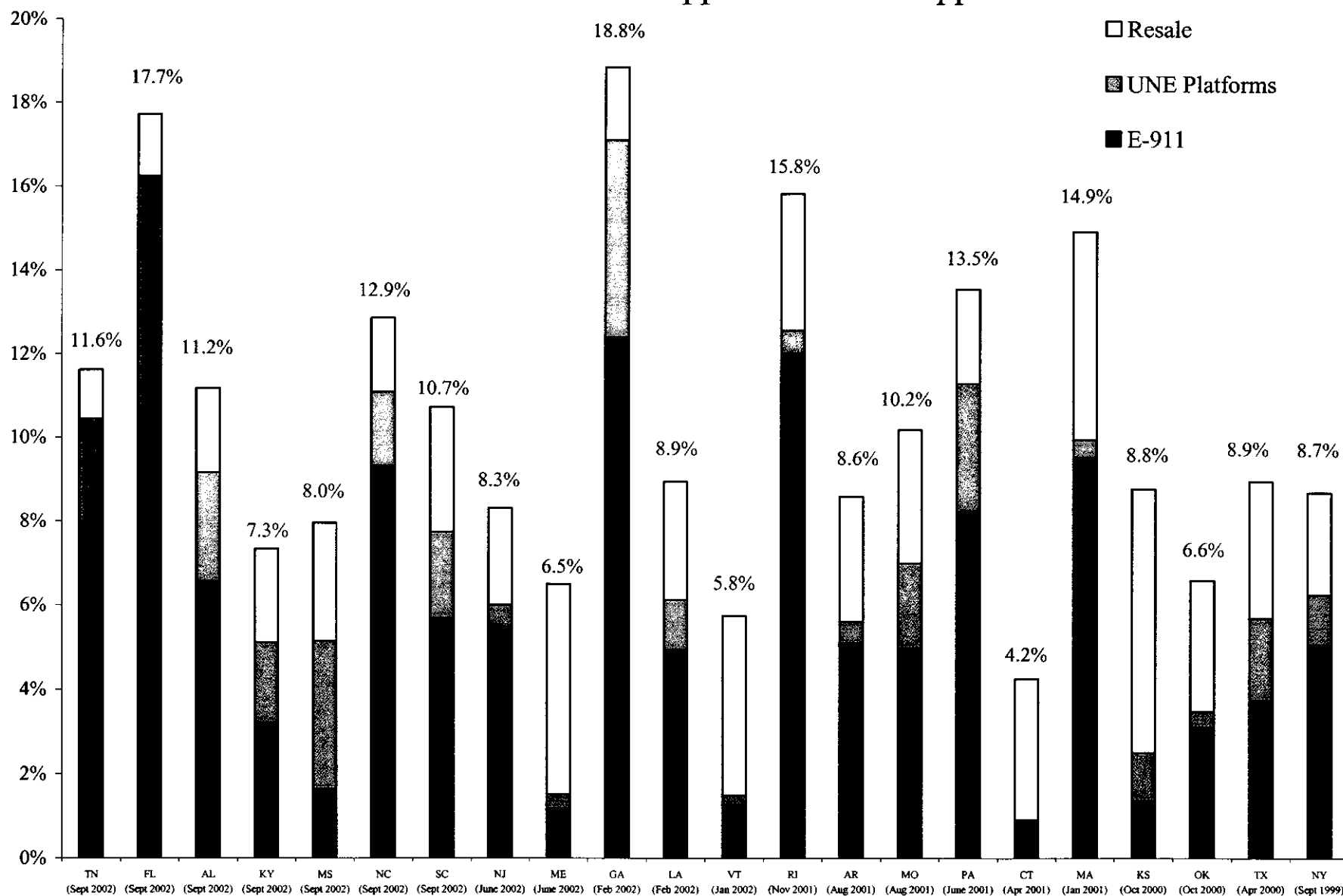




## CLEC Market Share at Time of Application: 271 Approved States



Sources: TN: Stockdale Aff., Exh 9 & 10; FL: Stockdale Aff., Exh. 6 & 7; AL: Stockdale Aff., Exh. 12 & 13; KY: Stockdale Aff., Exh. 15 & 16; MS: Stockdale Aff., Exh. 18 & 19; NC: Stockdale Aff., Exh. 21 & 22; SC: Stockdale Aff., Exh. 24 & 25; Nj: Torre Supp. Decl., Att. 1; ME: Torre Decl., Att 1; GA: Stockdale Supp. Aff., Exh. 6 & 9; LA: Stockdale Supp. Aff., Exh. 8 & 10; VT: Brown Decl., Att. A & McCarren/Garzillo/Anglin Decl.; RI: Local Competition in Rhode Island & Brief, Att. A, Exh. 6 & 7; AR: J.G. Smith Aff., Att. A; MO: Tebeau Aff., Att. A; PA: Taylor Decl., Att. 1 & FCC Order; CT: Taylor Decl., Att. A; MA: Supplemental Brief, Att. A & Initial Taylor Decl., Att. A; KS: Smith-Johnson Aff., Att. A; OK: Smith-Johnson Aff., Att. A; TX: Habeeb Supplemental Aff. & Att. 1; NY: Taylor Decl., Att. A. BOC Access Lines obtained through ARMIS for AR, MO, PA, CT, MA, KS, OK, TX & NY.



## REQUIRED STATEMENTS

Pursuant to the Commission's Public Notice, Updated Filing Requirements for Bell Operating Company Applications Under Section 271 of the Communications Act, DA 01-734 (FCC rel. Mar. 23, 2001), BellSouth states as follows:

- (a) pages i-iii of this Brief contain a table of contents;
- (b) pages 1-5 of this Brief contain a concise summary of the substantive arguments presented;
- (c) pages 12-13 of this Brief contain statements identifying how BellSouth meets the requirements of section 271(c)(1); additionally, the tables of contents of Appendices B-FL and B-TN, as well as the Affidavit of Elizabeth Stockdale (and the exhibits thereto), identify the agreements on which BellSouth relies in this joint application; Attachment 4 to this Brief describes the status of federal-court challenges to the agreements pursuant to section 252(e)(6);
- (d) pages 5-12 of this Brief contain a statement summarizing the status and findings of the Florida Public Service Commission's and the Tennessee Regulatory Authority's proceedings examining BellSouth's compliance with section 271;
- (e) this Brief contains the legal and factual arguments outlining how the three requirements of section 271(d)(3) have been met, and is supported as necessary with selected excerpts from the supporting documentation (with appropriate citations): pages 16-113 address the requirements of section 271(d)(3)(A); page 119 addresses the requirements of section 271(d)(3)(B); and pages 113-119 address the requirements of section 271(d)(3)(C);
- (f) Attachment 5 (separately bound) contains a list of all appendices (including affidavits) and the location of and subjects covered by each of those appendices;
- (g) Inquiries relating to access (subject to the terms of any applicable protective order) to any confidential information submitted by BellSouth in this joint application should be addressed to:

Laura S. Brennan  
Kellogg, Huber, Hansen, Todd & Evans, P.L.L.C.  
Sumner Square  
1615 M Street, N.W., Suite 400  
Washington, D.C. 20036-3209  
Telephone: (202) 367-7821

- (h) Anti-Drug Abuse Act certifications as required by 47 C.F.R. § 1.2002, and certifications signed by officers or duly authorized employees certifying that all information supplied in this joint application is true and accurate to the best of their information and belief, are included as Attachment 3 to this Brief.
- (i) The Brief and its supporting affidavits can be found at [www.bellsouthcorp.com/policy/271](http://www.bellsouthcorp.com/policy/271). This website is also identified on page 5 of this Brief.

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Jim O. Szwed

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**FEDERAL COURT CHALLENGES UNDER 47 U.S.C. § 252(e)(6)**

The following cases represent the only ongoing litigation under 47 U.S.C. § 252(e)(6) that relates to interconnection agreements and/or Statements of Generally Available Terms and Conditions approved by the Florida Public Service Commission:

*AT&T Communications of the Southern States, Inc., et al. vs. BellSouth Telecommunications, Inc., et al.*, Case No. 4:02CV10RH/WCS (N.D. Fl.)

*BellSouth Telecommunications, Inc. vs. AT&T Communications of the Southern States, Inc., et al.*, Case No. 4:99CV450-WS (N.D. Fl.)

*BellSouth Telecommunications, Inc. vs. AT&T Communications of the Southern States, Inc., et al.*, Case No. 4:99CV448-RH (N.D. Fla.) (BellSouth motion for voluntary dismissal pending)

*BellSouth Telecommunications, Inc. vs. Supra Telecommunications & Information Systems, Inc., et al.*, No. \_\_\_\_\_ (N.D. Fla. filed Sept. 20, 2002)

*MCI WorldCom Communications, Inc. vs. BellSouth Telecommunications, Inc., et al.*, Case No. 4:01CV522 (N.D. Fl.)

*MCI WorldCom Communications, Inc., et al. vs. BellSouth Telecommunications, Inc., et al.*, Case No. 4:01CV492-SPM (N.D. Fl.)

*Supra Telecommunications & Information Systems, Inc. v. BellSouth Telecommunications, Inc., et al.*, Case No. 4:02CV272-RH (N.D. Fl.)

There is no ongoing litigation under 47 U.S.C. § 252(e)(6) that relates to interconnection agreements and/or Statements of Generally Available Terms and Conditions approved by the Tennessee Regulatory Authority.

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DOCKET NO. 02-307

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Appendix A	Florida and Tennessee	Volumes 1a-2	Tabs A-E	Box 1
Appendix A	Florida and Tennessee	Volumes 3a-4b	Tabs F-G	Box 2
Appendix A	Florida and Tennessee	Volumes 4c-5f	Tabs G-I	Box 3
Appendix A	Florida and Tennessee	Volumes 5g-5m	Tabs I	Box 4
Appendix A	Florida and Tennessee	Volumes 5n-5t	Tab I	Box 5
Appendix A	Florida and Tennessee	Volumes 6a-6i	Tabs J-k	Box 6

Appendix B	Florida	Box 1
Appendix B	Florida	Box 2
Appendix B	Florida	Box 3
Appendix B	Florida	Box 4
Appendix B	Florida	Box 5
Appendix B	Tennessee	Box 1
Appendix B	Tennessee	Box 2
Appendix B	Tennessee	Box 3
Appendix B	Tennessee	Box 4

Appendix C	Florida	Volumes 1-4e	Tabs 1-23	Box 1
Appendix C	Florida	Volumes 4f-10	Tabs 23-48	Box 2
Appendix C	Florida	Volumes 11-15	Tabs 49-61	Box 3
Appendix C	Tennessee	Volumes 1a-2b	Tabs 1-5	Box 1
Appendix C	Tennessee	Volumes 2c-2j	Tabs 5	Box 2
Appendix C	Tennessee	Volumes 3-4f	Tabs 6-8	Box 3

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Appendix C Tennessee

Volumes 4g-5    Tabs 8-19    Box 4

Appendix D Florida

Volumes 1-7    Tabs 1-33    Box 1

Appendix D Florida

Volumes 8-12b    Tabs 34-45    Box 2

Appendix D Florida

Volumes 13-18    Tabs 46-72    Box 3

Appendix D Tennessee

Volumes 1-3e    Tabs 1-14    Box 1

Appendix D Tennessee

Volumes 3f-3i    Tabs 14    Box 2

Appendix D Tennessee

Volumes 4-7    Tabs 15-87    Box 3

Appendix E Florida

Volumes 1-7    Tabs 1-33    Box 1

Appendix E Florida

Volumes 8-10    Tabs 34-54    Box 2

Appendix E Tennessee

Volumes 1a-1f    Tabs 1-5    Box 1

Appendix E Tennessee

Volumes 1g-2d    Tabs 5-11    Box 2

Appendix E Tennessee

Volumes 2e-2h    Tab 11    Box 3

Appendix E Tennessee

Volumes 3-7    Tab 12-56    Box 4

Appendix F Florida

Volumes 1-5    Tabs 1-29    Box 1

Appendix F Tennessee

Volumes 1-7    Tabs 1-56    Box 1

Appendix G Florida

Volumes 1-7    Tabs 1-38    Box 1

Appendix G Florida

Volumes 8-11    Tabs 39-55    Box 2

Appendix G Tennessee

Volumes 1-7    Tabs 1-38    Box 1

Appendix H Florida

Volume 1-5b    Tabs 1-62    Box 1

Appendix H Tennessee

Volume 1-4    Tabs 1-60    Box 1